IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SIXTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE**

**and**
**THE HON'BLE SRI JUSTICE C.V.RAMULU**

**WRIT PETITION NO : 19320 of 2004**

Between:

Kommini Krishna S/o Subba Rao
Badampudi Village Vunguturu Revenue Mandal
West Godavari District.

**..... PETITIONER**

AND

1. The State of Andhra Pradesh rep. by its Secretary, Home Department, Secretariat, Hyderabad.
2. Sri Ramakrishna, Sub Inspector
Tadepalligudem P.S Tadepalligudem,
West Godavari District.

**.....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue Writ of Habeas Corpus directing the Respondents to produce Chi. Kommina Nagaraju S/o Krishna , R/o Badampudi Village, West Godavari District before this hon'ble Court and release him from police Custody.

**Counsel for the Petitioner: Mr.J.SIDDAIAH**

**Counsel for the Respondents : THE ADVOCATE GENERAL**

**The Court made the following :**

**ORAL ORDER:**

(per The Honourable Sri Devinder Gupta, the Chief Justice)

As per the affidavit in reply, the alleged detenu is not under custody and there is no restraint on his movements. As such, no further directions can be issued. In case, the petitioner or the alleged detenu has any other grievance, they can avail the remedies available to them under law. The Writ Petition is dismissed.

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DEVINDER GUPTA, C.J.

26.10.2004.

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C.V.RAMULU, J.

VR.

To

1. The Secretary to Government of Andhra Pradesh, Home Department Secretariat, Hyderabad.
2. The Sub Inspector,Tadepalligudem P.S Tadepalligudem,
West Godavari District.

3. Two CCs to the Advocate-General, High Court Buildings, Hyderabad (OUT).

4. Two CD copies.